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10 Attorneys for Defendants
11 UNUM GROUP (previously known as
12 UNUMPROVIDENT CORPORATION),
13 THE PAUL REVERE LIFE INSURANCE COMPANY,
14 and NEW YORK LIFE INSURANCE COMPANY

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

14 LEWIS G. SHEPLER II, M.D.

15 Plaintiff,

16 vs.

17 UNUMPROVIDENT CORPORATION; THE
18 PAUL REVERE LIFE INSURANCE
19 COMPANY and UNUM GROUP, inclusive,

20 Defendant.

) Case No.: C08-00240 MEJ

) **STIPULATION TO CONTINUE CASE**
) **MANAGEMENT CONFERENCE;**
) **~~PROPOSED~~ ORDER**

1 The parties, plaintiff Lewis G. Shepler II, M.D. and defendants Unum Group (previously
2 known as UnumProvident Corporation), The Paul Revere Life Insurance Company, and New
3 York Life Insurance Company ("defendants"), hereby stipulate to continue the Case
4 Management Conference presently scheduled for March 4, 2010 to May 6, 2010. The parties are
5 engaged in ongoing settlement negotiations and need additional time to discuss settlement.

6
7 **IT IS SO STIPULATED.**

8 KNOX RICKSEN, LLP

9
10 Dated: February 25, 2010

11 By _____ /s/ _____
12 Thomas E. Fraysse
13 Attorney for Plaintiff
14 LEWIS G. SHEPLER II, M.D.

15 WILSON, ELSE, MOSKOWITZ, EDELMAN &
16 DICKER LLP

17 Dated: February 25, 2010

18 By _____ /s/ _____
19 Thomas M. Herlihy
20 John T. Burnite
21 Attorney for Defendants
22 UNUM GROUP (Previously known as
23 UNUMPROVIDENT CORPORATION),
24 THE PAUL REVERE LIFE INSURANCE
25 COMPANY and NEW YORK LIFE
26 INSURANCE COMPANY

27 **ORDER**

28 IT IS SO ORDERED that the Case Management Conference be continued to May 6,
2010.

Date: February 26, 2010


UNITED STATES MAGISTRATE JUDGE

1 **CERTIFICATE OF SERVICE**

2 I am a citizen of the United States. I am over the age of eighteen years and am not a party
3 to the within cause. I am employed in the City and County of San Francisco, California and my
4 business address is 525 California Street, 17th Floor, San Francisco, California 94105. On this
5 date I served the following document(s):

6 **STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE;**
7 **[Proposed] ORDER**

8 on the parties identified below, through their attorneys of record, by placing true copies thereof in
9 sealed envelopes addressed as shown below by the following means of service:

10 ☐ : **By First Class Mail** -- I caused each such envelope, with first class postage thereon fully
11 prepaid, to be deposited in a recognized place of deposit of the U.S. Mail in San Francisco,
12 California, for collection to the office of the addressee following ordinary business practices.

13 ☐ : **By Personal Service** -- I caused each such envelope to be given to a courier messenger who
14 personally delivered each such envelope to the office of the address.

15 ☐ : **By Overnight Courier** -- I caused each such envelope to be given to an overnight mail
16 service at San Francisco, California, to be hand delivered to the office of the addressee on the next
17 business day.

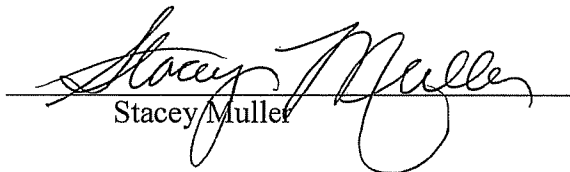
18 ☐ : **Facsimile** -- (Only where permitted. Must consult CCP § 1012.5 and California Rules of
19 Court 2001-2011. Also consult FRCP Rule 5(e). Not currently authorized in NDCA.)

20 ☒ : **Electronic E-Filing** -- I caused the attached document to be electronically transmitted on the
21 Northern District website to the parties named below.

22 Thomas E. Fraysee, Esq.
23 Knox Ricksen, LLP
24 1300 Clay Street, Ste. 500
25 Oakland, CA 94612-1427
26 Tel: (510) 285-2500
27 Fax: (510) 285-2505
28 Attorney for Plaintiff

I declare under penalty of perjury under the laws of the State of California that the
foregoing is true and correct to the best of my knowledge.

EXECUTED **February 25, 2010** at San Francisco, California.

23 
24 Stacey Muller